

Message Text

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22

ACTION OES-06

INFO OCT-01 EUR-12 ISO-00 L-03 AF-08 ARA-06 EA-07 NEA-10

IO-13 ACDA-07 COME-00 INT-05 NSF-01 CIAE-00 DODE-00

INR-07 NSAE-00 PA-01 USIA-06 PRS-01 SP-02 FEA-01 /097 W

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R 141029Z OCT 76

FM AMEMBASSY BONN

TO SECSTATE WASHDC 2509

USMISSION USBERLIN

INFO AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY MOSCOW

AMEMBASSY BERLIN

USMISSION NATO BRUSSELS

C O N F I D E N T I A L BONN 17366

E.O. 11652: GDS

TAGS: PFOR, PGOV, GW, WB

SUBJECT: FRG EXTENSION OF ANTARCTIC TREATY TO BERLIN

SUMMARY: FRG HAS INFORMED ALLIES OF DESIRE TO ACCEDE TO ANTARCTIC TREATY AND TO EXTEND TREATY TO BERLIN. AS TREATY HAS A FEW MILITARY ASPECTS, FRG IS CONSIDERING WHICH FORM EXTENSION TO BERLIN SHOULD TAKE AND REQUESTS ALLIED COMMENTS. END SUMMARY.

1. FRG REP (HENZE) INFORMED ALLIES IN OCTOBER 12 BONN GROUP MEETING THAT FRG WISHES TO ACCEDE TO THE 1959 ANTARCTIC TREATY. IN DOING SO, THE FRG WOULD WANT TO MAKE THE USUAL STATEMENT EXTENDING THE TREATY TO BERLIN.

2. HENZE EMPHASIZED THERE WERE PRACTICAL REASONS FOR INCLUDING BERLIN IN THE TREATY. THE MAIN PURPOSE OF THE TREATY IS SCIENTIFIC INVESTIGATION AND COOPERATION IN THE ANTARCTIC. THERE ARE VARIOUS RELEVANT SCIENTIFIC INSTITUTIONS SUCH AS THE INSTITUTE FOR GEOPHYSICAL
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SCIENCE WHICH ARE EXPECTED TO TAKE PART IN FRG

ACTIVITIES IN THE ANTARCTIC.

3. HENZE NOTED THAT ALTHOUGH THE ANTARCTIC TREATY IS FOR THE MOST PART CONCERNED WITH SCIENTIFIC ACTIVITIES, IT DOES DEAL WITH MILITARY MATTERS TO A MINOR DEGREE. SPECIFICALLY, HE NOTED THAT ARTICLE I STATES "ANTARCTICA SHALL BE USED FOR PEACEFUL PURPOSES ONLY" AND GOES ON TO PROHIBIT "INTER ALIA, ANY MEASURES OF A MILITARY NATURE SUCH AS THE ESTABLISHMENT OF MILITARY BASES AND FORTIFICATIONS, THE CARRYING OUT OF MILITARY MANEUVERS AS WELL AS THE TESTING OF ANY TYPE OF WEAPONS." HOWEVER, THE TREATY DOES ALLOW FOR THE USE OF MILITARY PERSONNEL OR EQUIPMENT FOR SCIENTIFIC RESEARCH OR ANY OTHER PEACEFUL PURPOSE. ADDITIONALLY, ARTICLE V PROHIBITS NUCLEAR EXPLOSIONS AND THE DISPOSAL OF RADIOACTIVE WASTE MATERIAL.

4. CONSIDERING THESE MILITARY ASPECTS OF THE TREATY, HENZE WONDERED WHICH FORMULA THE FRG SHOULD USE IN EXTENDING THE TREATY TO BERLIN. THE FRG COULD EITHER EXTEND THE TREATY IN THE NORMAL MANNER OR COULD INCLUDE IN THE BERLIN DECLARATION CERTAIN RESERVATIONS NOTING ALLIED RIGHTS AND RESPONSIBILITIES.

5. HENZE CONCLUDED BY ASKING FOR ALLIED VIEWS IN THE NEAR FUTURE AS TO WHICH FORMULA SHOULD BE USED. HE NOTED THAT OTHER FRG MINISTRIES, PRESUMABLY RESEARCH AND TECHNOLOGY, ARE INTERESTED IN ACCEDING TO THE TREATY AS SOON AS POSSIBLE. FYI - WE UNDERSTAND GDR HAS ACCEDED TO TREATY IN 1974 WITH A SUPPLEMENTAL DECLARATION. END FYI.

6. COMMENT: ALLIED REPS WILL DISCUSS THE POSSIBLE NEED FOR FRG RESERVATIONS IN THE NEAR FUTURE AND WILL PROBABLY ASK MISSIONS TO REFER THE MATTER TO THE AK LEGAL COMMITTEE. WE WOULD APPRECIATE RECEIVING USBER COMMENTS.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: ALLIANCE, ANTARCTIC TREATY, DIPLOMATIC DISCUSSIONS, TREATY SIGNATORIES
Control Number: n/a
Copy: SINGLE
Draft Date: 14 OCT 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: ElyME
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976BONN17366
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D760386-0150
From: BONN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19761054/aaaabuux.tel
Line Count: 98
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION OES
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: ElyME
Review Comment: n/a
Review Content Flags:
Review Date: 06 APR 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <06 APR 2004 by CollinP0>; APPROVED <09 AUG 2004 by ElyME>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: FRG EXTENSION OF ANTARCTIC TREATY TO BERLIN SUMMARY: FRG HAS INFORMED ALLIES OF DESIRE TO ACCEDE TO ANTARCTIC TREATY AND TO EXTEND TREATY TO BERLIN.
TAGS: PFOR, PGOV, GE, WB
To: STATE USBERLIN
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006